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16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN JOSE DIVISION

19 SECURITIES AND EXCHANGE
20 COMMISSION,

21 Plaintiff,

22 v.

23 MARK LESLIE, et al,

24 Defendants.

Case No. C 07-3444 JF

PROOF OF SERVICE

Date: January 18, 2008
Time: 9:00 a.m.
Judge: Hon. Jeremy Fogel
Courtroom No. 3

PROOF OF SERVICE

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I, Nadia Louis Hermez, declare:

I am a resident of the State of California and over the age of eighteen year, and not a party to the within action; my business address is 1000 Marsh Road, Menlo Park, CA 94025.

On **October 5, 2007**, I served the within documents:

1. **Notice of Motion of Defendant Kenneth E. Lonchar to Dismiss Complaint; Memorandum of Points and Authorities in Support Thereof;**

2. **Declaration of Susan D. Resley in Support of Notice of Motion of Defendant Kenneth E. Lonchar's to Dismiss Complaint;**

3. **Request for Judicial Notice In Support of Defendant Kenneth E. Lonchar's Motion to Dismiss The Securities & Exchange Commission's Complaint;**

4. **Appendix of Authority Not Published in Official Reporters in Support of Motion of Kenneth E. Lonchar to Dismiss Plaintiff's Complaint; and,**

5. **[Proposed] Order Granting Motion of Defendant Kenneth E. Lonchar to Dismiss Plaintiff's Complaint.**

6. **Notice of Manual Filing of the Declaration of Susan D. Resley in Support of Defendant Kenneth E. Lonchar's Motion to Dismiss Plaintiff's Complaint**

7. **Proof of Service**

on the interested parties in this action as follows:

☒ **(By Mail)**, I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at Menlo Park, California.

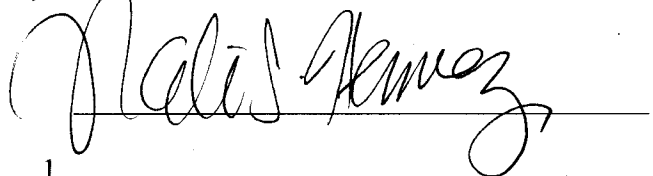
☐ **(By Federal Express)**, I caused such document to be delivered overnight to the offices of the addressee.

☒ **(By Electronic Mail)**, I caused such documents to be transmitted by electronic mail to the offices of the addressee.

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury that the foregoing is true and correct and that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on: **October 5, 2007** at Menlo Park, California



SERVICE LIST

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